

ARNOLD & PORTER LLP



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July 24, 2006

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Conf. No. 6459
Art Unit: 1631
Examiner: S. Zhou

Re: U.S. Patent Application Serial No. 10/767,701 filed January 29, 2004
Inventors: David K. KOVALIC *et al.*
Title: Nucleic Acid Molecules and Other Molecules Associated
With Plants and Uses Thereof for Plant Improvement
Atty. Dkt: 16517.311

Sir:

Transmitted herewith for appropriate action by the U.S. Patent and Trademark Office (PTO) are the following documents:

1. Response to Office Action mailed April 24, 2006;
2. Petition to Amend Priority Under 37 C.F.R. § 1.78(a)(3) (with accompanying Exhibit 1);
and
3. Return postcard.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier.

Authorization is hereby given to charge the statutory fee of \$1,370 for filing a Petition to Amend Priority to Arnold & Porter LLP Deposit Account No. 50-2387, referencing docket number 16517.311.

In the event that extensions of time beyond those petitioned for herewith are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned. Applicants do not believe any additional fees are due in conjunction with this filing. However, if any fees are required in the present application, including any fees for extensions of time, then the Commissioner is hereby authorized to charge such fees to Arnold & Porter LLP Deposit Account No. 50-2387, referencing docket number 16517.311. A duplicate copy of this letter is enclosed.

Sincerely,

A handwritten signature in black ink, appearing to read "T. E. Holsten".

Thomas E. Holsten (Reg. No. 46,098)
David R. Marsh (Reg. No. 41,408)

Enclosures